	Case 2:08-cv-00402-GMS Docum	ment 23	Filed 04/20/09	Page 1 of 2	
1 2					
3					
4					
5 6	IN THE LINITE	D STAT	FC DISTRICT	COUPT	
7	IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA				
8	FOR THE DISTRICT OF ARIZONA				
9	Kerry Allyn Chase,)	No. CV-08-0402	2-PHX-GMS (LOA)	
10	Petitioner,)	ORDER	(2011)	
11	V.))			
12	David Rivas, et al.,)			
13	Respondents.))			
14		<u> </u>			
15		·			
16	Pending before the Court are Petitioner's Petition for Writ of Habeas Corpus rights				
17	and United States Magistrate Judge Lawrence O. Anderson's Report and Recommendation				
18	("R&R"). Dkt. ## 1 and 22. The R&R recommends that the Court deny the Petition. Dkt. #				
19	22 at 32. The Magistrate Judge advised the parties that they had ten days to file objections to the R&R and that failure to file timely objections could be considered a waiver of the right to obtain review of the R&R. <i>Id.</i> at 32-33 (citing 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72,				
20					
21					
22	6(a), 6(e); <i>United States v. Reyna-Tapia</i> , 328 F.3d 1114, 1121 (9th Cir. 2003)]).				
23	The parties did not file objections, which relieves the Court of its obligation to review the R&R. <i>See Reyna-Tapia</i> , 328 F.3d at 1121; <i>Thomas v. Arn</i> , 474 U.S. 140, 149 (1985) ("[Section 636(b)(1)] does not require any review at all of any issue that is not the subject of an objection."); Fed. R. Civ. P. 72(b)(3) ("The district judge must determine de novo any part of the magistrate judge's disposition that has been properly objected to."). The				
24					
25					
26					
27					
28	Court has nonetheless reviewed the	R&R and	d finds that it is	well-taken. The Cour	t will

accept the R&R and deny the Petition. See 28 U.S.C. § 636(b)(1) (stating that the district court "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate"); Fed. R. Civ. P. 72(b)(3) ("The district judge may accept, reject, or modify the recommended disposition; receive further evidence; or return the matter to the magistrate judge with instructions."). IT IS HEREBY ORDERED: 1. Magistrate Judge Lawrence O. Anderson's R&R (Dkt. #22) is ACCEPTED. 2. Petitioner's Petition for Writ of Habeas Corpus (Dkt. # 1) is **DENIED**. 3. The Clerk of Court shall **TERMINATE** this action. DATED this 20th day of April, 2009.

A. Munay Su United States District Judge